

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Kathleen P. March, Esq., (CA SBN 80366) THE BANKRUPTCY LAW FIRM, PC 10524 W. Pico Blvd, Suite 212, LA, CA 90064 Phone: 310-559-9224; Fax: 310-559-9133 Email: kmarch@BKYLAWFIRM.com</p> <p><input type="checkbox"/> Debtor(s) appearing without an attorney <input checked="" type="checkbox"/> Attorney for: Greyson Law Center, PC on Motion</p>	FOR COURT USE ONLY
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION	
In re: LITIGATION PRACTICE GROUP, PC	CASE NO.: 8:23-bk-10571-SC CHAPTER: 11
Debtor(s).	NOTICE OF MOTION FOR ORDER WITHOUT A HEARING [LBR 9013-1(p) or (q)]
Debtor(s).	[No hearing required]

TO THE U.S. TRUSTEE AND ALL PARTIES ENTITLED TO NOTICE, PLEASE TAKE NOTICE THAT:

1. Movant(s) Greyson Law Center, PC, filed a motion or application (Motion) entitled Motion for for an Order Allowing Greyson's Memo of P&A to Reply to Trustee's Opp. to Greyson's Dkt. 676 Motion for Allowance and Payment of Admin Claim to exceed 35 pages.
2. Movant(s) requests that the court grant the motion without a hearing as provided for in:
 - LBR 9013-1(p), which, in addition to notice via Notice of Electronic Filing, requires the motion to be served on additional parties as specified in LBR 9013-2(b); or
 - LBR 9013-1(q), which requires service of the motion only on parties via Notice of Electronic Filing.
3. The motion is based upon the legal and factual grounds set forth in the motion. (*Check appropriate box below*):
 - The full motion is attached to this notice; or
 - The full motion was filed with the court as docket entry # , and a detailed description of the relief sought is attached to this notice.

This form is optional. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

4. Movant will promptly lodge an order that the court may use to rule on the motion, as the court may rule on the motion without a hearing and without an opportunity for any party to file a request for a hearing.,.

Respectfully submitted,

Date: 04/18/2024

/s/ Kathleen P. March, Esq.

Signature of Movant or attorney for Movant

Kathleen P. March

Printed name of Movant or attorney for Movant

1 Kathleen P. March, Esq., (CA SBN 80366)
2 **THE BANKRUPTCY LAW FIRM, PC**
3 10524 W. Pico Blvd, Suite 212, LA, CA 90064
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*Counsel for Greyson on Motion for
Payment of Administrative Claim*

6 UNITED STATES BANKRUPTCY COURT
7 OF THE CENTRAL DISTRICT OF CALIFORNIA—SANTA ANA DIV.

8 In re

Bankruptcy Case No. 8:23-bk-10571-SC
Chapter 11

9
10 LITIGATION
11 PRACTICE
12 GROUP, PC

**MOTION, OF GREYSON LAW CENTER, PC,
FOR AN ORDER ALLOWING GREYSON'S
MEMORANDUM OF POINTS AND
AUTHORITIES TO ITS *REPLY TO OPPOSITION*
TO [DKT.676] MOTION FOR PAYMENT OF
ADMINISTRATIVE CLAIM TO EXCEED THE 35-
**PAGE LIMIT OF CDCA LBR 9013-2(b)(1); WITH
DECLARATION OF KATHLEEN P. MARCH****

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18 Please note: Per CDCA LBR 9013-1(p)(11), this
19 Motion may be determined with Notice, but without a
20 Hearing. Notice of Motion is above.
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25 **MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S
MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [DKT.676]
MOTION FOR PAYMENT OF ADMINISTRATIVE CLAIM TO EXCEED THE 35-PAGE LIMIT OF CDCA
LBR 9013-2(b)(1); WITH DECLARATION OF KATHLEEN P. MARCH, ESQ.**

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. GREYSON'S REPLY TO TRUSTEE'S OPPOSITION TO**
3 **GREYSON'S MOTION FOR ALLOWANCE AND PAYMENT OF**
4 **ADMINISTRATIVE CLAIM [DKT. 676] MUST BE OVER 35 PAGES**
5 **BECAUSE OF THE COMPLEXITY, VOLUME, AND DEPTH OF**
6 **ISSUES IT MUST COVER**

7 Greyson, by this Motion, requests that the Court enter an Order allowing
8 Greyson's Memorandum of Points and Authorities to its Reply to exceed the 35-page
9 limit of CDCA LBR 9013-2(b)(1). Greyson's Reply Memorandum of Points and
10 Authorities is 58 pages long. LBR 9013-1(a)(1) states:

12 “(b) Form of Briefs.

13 (1) Length. A brief must not exceed 35 pages in length, unless otherwise
14 ordered by the court on motion filed and served pursuant to LBR 9013-1(p).
[bold/underline added for emphasis]

15 Greyson's Motion for Allowance and Payment of Administrative Claim (dkt.
16 676, “Motion” hereafter) seeks payment of (1) a \$5,134,000 expense for 2,480 unpaid
17 invoices from Greyson to Phoenix Law Group, an alter ego of the debtor, and (2) a
18 \$300,633 expense, which is essentially damages caused by Trustee’s negligence
19 relating to the 6/2/23 Lockout and actions thereafter.

21 At \$5,434,633 total, Greyson’s is the largest Motion for Administrative Claim
22 in the LPG bankruptcy case. Understandably, Greyson’s briefing—and Trustee’s
23 Opposition—has been thorough and complex. The briefing is made more voluminous

25 **MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S**
26 **MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [DKT.676]**
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 LBR 9013-2(b)(1); WITH DECLARATION OF KATHLEEN P. MARCH, ESQ.

1 by the fact that the \$300,633 expense and \$5,134,000 expense are due to Greyson
2 under two completely separate theories of law, one of which (Trustee's negligence
3 relating to the 6/2/23 lockout) is fact-intensive.
4

5 Greyson hereby requests permission for the briefing in its Reply, being filed
6 herewith, to exceed 35 pages.

7 **A. Trustee's OPP made 8 different scurrilous, false, no evidence
8 allegations, which Greyson Reply Memo of P&A had to spend its first
9 12 pages refuting; It was NOT Greyson's fault that Greyson had to
10 spend 12 pages refuting Scurrilous, false, no evidence allegations, which
11 Trustee OPP should not have made**

12 If Trustee's Opposition [dkt.1105] to Greyson's [dkt.676] administrative claim
13 motion had not contained 8 Scurrilous, False Allegations—allegations which should
14 NOT have been made, because OPP had No Declarations or Exhibits to supply ANY
15 Evidence supporting (much less proving) those scurrilous and false Allegations, then
16 attorney Kathleen P. March, Esq of the Bankruptcy Law Firm PC would not have had
17 to spend 12 pages (pp1 through 12) of Greyson's REPLY, quoting each of the 8 false,
18 scurrilous, without evidence allegation of OPP, and explaining WHY each of same
19 was false, scurrilous, and without evidence. Not having to do that would have reduced
20 Greyson Reply memorandum of points & authorities from 58 pages to 46 pages.
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22 (March Decl hereto)

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25 **MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S
26 MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [Dkt.676]
MOTION FOR PAYMENT OF ADMINISTRATIVE CLAIM TO EXCEED THE 35-PAGE LIMIT OF CDCA
LBR 9013-2(b)(1); WITH DECLARATION OF KATHLEEN P. MARCH, ESQ.**

1 **a. Trustee's Opposition to the Motion raises many complex issues of**
2 **law --Which OPP is in ERROR on--which Greyson must**
3 **thoroughly brief in response, in order for Greyson to assert its**
4 **right to an administrative claim**

5 Trustee's Opposition raises many allegations of law--which are in error, and which
6 Greyson's REPLY Memorandum of Points & Authorities had to rebut. Just some of
7 those issues are:

8 1. Because Trustee attorneys Dinsmore firm/their field agents, seized the signed
9 written contract between Greyson and Phoenix, from Greyson's office, in the
10 6/2/23 Lockout, and have stonewalled producing that contract to Greyson's
11 attorney, March of The Bankruptcy Law Firm, PC, Greyson's REPLY Memo
12 of P&A had to brief F.R.E Rules 1004 and 1007 that allow Greyson to prove
13 the existence and content of that Contract, through Declarations and through
14 testimony Phoenix managing attorney, Ty Carss, gave at 6/12/23 court hearing.
15 That took a lot of pages of briefing, and multiple declarations: Greyson proved
16 that the signed contract, signed on or about 5/19/23, between Greyson, and
17 Phoenix, in which Phoenix contracted to pay Greyson \$2,000 per state court
18 lawsuit, where Greyson attorneys appeared for Phoenix, on a 1099 basis, to
19 defend Phoenix clients in over 2,480 state court suits throughout the US.

20
21
22 (March Decl)

2. Rose Bianca Loli of Phoenix signed the Greyson-Phoenix contract, for Phoenix, and Greyson's REPLY Memo of P & A had to brief law on apparent authority (of Loli). (March Decl)

3. Trustee's OPP did NOT deny that Dinsmore firm/its field agents seized the signed Greyson-Phoenix Contract, in the 6/2/23 Lockout of Greyson from Greyson's office, and OPP did NOT deny that Dinsmore firm/its field agents have possession of that signed Contract, but Trustee didn't produce the contract, despite Geyson by March's firm serving a Request to Produce Documents for that Contract and other relevant documents. Instead of producing the Contract, Trustee's attorneys made an evasive, obviously invalid, Response, which stonewalled on producing the Contract. Due to Trustee's failure to produce the Contract, Greyson's REPLY Memo of P&A deemed it prudent to brief law on Greyson's **quantum meruit** right to be paid, by the LPG bankruptcy estate, the same \$2,000 per state court lawsuit, which Greyson attorneys appeared for Phoenix, on a 1099 basis, to defend Phoenix clients in 2,480 state court suits throughout the US. That took several pages in Greyson Memo of P&A. (March Decl)

4. Opposition alleging—in error of law—that 11 USC §502(d) prevents granting a motion for administrative claim where the trustee has brought a preference/fraudulent transfer adversary proceeding against the movant,

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1 necessitating Greyson's Memo of P & A briefing the correct statutory analysis
2 and caselaw holding that 11 USC 502(d) does NOT apply to an administrative
3 expense claim, when the Bankruptcy Code sections and case law are directly
4 contra; (March Decl)

5. Because Trustee's Opposition—citing NO law and NO facts—alleged, in error
6 of law and in clear error of fact, that a Stipulation and Order between Trustee
7 and Phoenix/Carss/Tan, which Greyson is NOT a party to, eliminates the LPG
8 bankruptcy estate's liability to pay Greyson's [dkt.676]administrative claim
9 Motion, Greyson's REPLY Memo of P&A had to brief the correct law, and the
10 facts, that the LPG bankruptcy estate is liable to pay Greyson the \$2,000 per
11 case that Phoenix contracted to pay Greyson, because Phoenix is LPG's alter
12 ego, and because that work benefitted LPG (which sold the client files for many
13 millions of dollars to Morning Law. Briefing on alter ego law was 5 pages.
14 Briefing that LPG bankruptcy estate cannot stipulate out or or evade its alter
15 ego liablitiy to Greyson, plus briefing on the many reasons the Dkt.77
16 Stipulation between trustee and Phoenix/Carss/Tan does not bind Greyson,
17 which is not a party to that Stipulation is 16 pages. (March Decl) that 16 pages
18 included briefing on law that : (1) Greyson not bound by dkt.77 stipulation
19 because not a signatory to it, (2) how the language of the stipulation and order
20 are vague and ambiguous, and how that ambiguity must be construed against
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25 **MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S**
26 **MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [DKT.676]**
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LBR 9013-2(b)(1); WITH DECLARATION OF KATHLEEN P. MARCH, ESQ.

1 the drafter (here, Trustee's special counsel, i.e., the estate), and (3) law on
2 service of Trustee's dkt.176 Motion moving to have the Dkt.77 stipulation
3 ordered as an Order.

4

5 6. OPP's false argument that Greyson's \$300,663 administrative claim had not
6 basis in fact or law required Greyson Memo of P&A to recap that Trustee's
7 attys Dinsmore firm/their field agents had acted negligently and had acted
8 intentionally wrongfully, and LPG bankruptcy estate is liable for negligence
9 and intentional misconduct of trustee's attorneys. (March Decl).

10

11 7. Opposition claiming that Greyson failed to meet its burden of proof on many
12 issues, necessitating Greyson's Memo of P&A and many detailed Declarations,
13 with exhibits rebutting OPP's erroneous and unproven allegations.

14

15 8. Greyson has the burden of proof, and therefore could not take the chance of
16 NOT briefing of the foregoing issues, to provide this Court, and any appellate
17 court, with a full record of law and facts. (March Decl)

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19 9. Based on the above issues, which Opposition raised and Greyson's Reply must
20 address, Greyson respectfully requests that this Court enter an order (being e-
21 lodged herewith, and attached here as **Exhibit A**) allowing Greyson's
22 Memorandum of Points and Authorities to its Reply to be 58 pages long, which
23 exceeds the 35-page limit of CDCA LBR 9013-2(b)(1), due to the complexity

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25 **MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S**
26 **MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [DKT.676]**
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1 and breadth of issues outlined above.
2

3 Dated: April 18, 2024

THE BANKRUPTCY LAW FIRM, PC

4 _____/s/ Kathleen P. March_____
5

By Kathleen P. March, Esq., counsel for
6 Greysen Law Center, PC on Motion

7 **DECLARATION OF KATHLEEN P. MARCH TO THIS MOTION**

8 I, KATHLEEN P. MARCH, declare:

9 1. I (with my firm's associate attorney) wrote Greyson's REPLY, and I wrote this
10 Motion for longer Memo of P&A. Everything I say supra in this Motion, is
11 true, to my personal knowledge and I incorporate it herein, as if set forth in full.
12 2. The (proposed) Order granting this Motion is attached as Exhibit A to this
13 Declaration.

14 I declare under penalty of perjury that the foregoing is true and correct and that
15 this Declaration is executed at Los Angeles, California on April 18, 2024.
16

17 _____/s/ Kathleen P. March_____

18 KATHLEEN P. MARCJ

EXHIBIT A

1 Kathleen P. March, Esq., (CA SBN 80366)
2 **THE BANKRUPTCY LAW FIRM, PC**
3 10524 W. Pico Blvd, Suite 212, LA, CA 90064
4 Phone: 310-559-9224; Fax: 310-559-9133
5 Email: kmarch@BKYLAWFIRM.com
*Counsel for Greyson on Motion for
Payment of Administrative Claim*

6 UNITED STATES BANKRUPTCY COURT
7 OF THE CENTRAL DISTRICT OF CALIFORNIA—SANTA ANA DIV.

8 In re
9
10 LITIGATION
11 PRACTICE
12 GROUP, PC

Bankruptcy Case No. 8:23-bk-10571-SC
Chapter 11
**(PROPOSED) ORDER GRANTING MOTION, OF
GREYSON LAW CENTER, PC, FOR AN ORDER
ALLOWING GREYSON'S MEMORANDUM OF
POINTS AND AUTHORITIES TO ITS *REPLY TO
OPPOSITION TO [DKT.676] MOTION FOR
PAYMENT OF ADMINISTRATIVE CLAIM TO
EXCEED THE 35-PAGE LIMIT OF CDCA LBR
9013-2(b)(1)***

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18 [No hearing held]

19
20 Greyson Law Center, PC, by its counsel of record, having filed its *Motion for*
21 *an Order allowing Greyson's Memorandum of Points and Authorities to its Reply to*
22 *Opposition to [Dkt.676] Motion for Payment of Administrative Claim to exceed the*
23 *35-page limit of CDCA LBR 9013-2(b)(1)*, and Notice being given but no hearing
24 being required or held thereon pursuant to CDCA LBR 9013-1(p)(11), and good cause

25 **(PROPOSED) ORDER GRANTING MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER
26 ALLOWING GREYSON'S MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO
OPPOSITION TO [DKT.676] MOTION FOR PAYMENT OF ADMINISTRATIVE CLAIM TO EXCEED THE
35-PAGE LIMIT OF CDCA LBR 9013-2(b)(1)**

appearing, the Court hereby ORDERS:

1. Greyson Law Center, PC is permitted to file its *Reply to Opposition to [Dkt.676] Motion for Payment of Administrative Claim* with a Memorandum of Points and Authorities that is 58 pages, which exceeds the 35-page limit of LBR 9013-2(b)(1), and this Court will consider the Reply in its entirety.

IT IS SO ORDERED.

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**(PROPOSED) ORDER GRANTING MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER
ALLOWING GREYSON'S MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO
OPPOSITION TO [DKT.676] MOTION FOR PAYMENT OF ADMINISTRATIVE CLAIM TO EXCEED THE
35-PAGE LIMIT OF CDCA LBR 9013-2(b)(1)**

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 10524 W. Pico Blvd., Ste. 212, Los Angeles, CA 90064

A true and correct copy of the foregoing document entitled (*specify* NOTICE OF MOTION, AND MOTION, OF GREYSON LAW CENTER, PC, FOR AN ORDER ALLOWING GREYSON'S MEMORANDUM OF POINTS AND AUTHORITIES TO ITS REPLY TO OPPOSITION TO [DKT.676] MOTION FOR PAYMENT OF ADMINISTRATIVE CLAIM TO EXCEED THE 35-PAGE LIMIT OF CDCA LBR 9013-2(b)(1) will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) 4/18/24, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

See next page

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (date) 4/18/24, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Litigation Practice Group P.C.
17542 17th St
Suite 100
Tustin, CA 92780

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) 4/18/24, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Hon. Scott Clarkson
United States Bankruptcy Court
411 West Fourth Street, Suite 5130
Santa Ana, CA 92701-4593

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

4/18/24
Date

Kathleen P. March
Printed Name

/s/ Kathleen P. March
Signature

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

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